

**UNITED STATES COURT OF APPEALS  
FOR THE  
DISTRICT OF COLUMBIA CIRCUIT**

NCR CORPORATION,

*Petitioner,*

v.

NATIONAL LABOR RELATIONS BOARD,

*Respondent.*

Case No. 15-1230

Consolidated with Case No. 15-1248

**STATEMENT OF ISSUES TO BE RAISED**

Pursuant to this Court's July 17, 2015 Order, Petitioner NCR Corporation respectfully states that it intends to raise the following issues in this appeal:

1. Whether NCR's Petition for Review should be granted, and the Board's cross-application for enforcement denied, because in issuing its Order, the Board relied on a certification of representative resulting from an election in which the Board abused its discretion by failing to count seven election-determinative ballots that were mailed to the Board's Regional office in compliance with the Board's voting instructions, thereby disenfranchising voters, compromising the integrity of its election and certification, and disregarding its fundamental policy to afford employees the broadest possible participation in Board elections?

2. Whether NCR's Petition for Review should be granted, and the Board's cross-application for enforcement denied, because the Board's Order is arbitrary, not supported by substantial evidence, and not in accordance with law?

Respectfully submitted,

**JACKSON LEWIS P.C.**

By: /s/ Howard M. Bloom

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Dated: August 17, 2015

*Counsel for NCR Corporation*

**CERTIFICATE OF SERVICE**

I certify that on August 17, 2015, the foregoing *Statement of Issues to be Raised* was filed with the Clerk of this Court using the CM/ECF system, which will send electronic notice of such filing to counsel of record for all parties.

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